CALLING A RACING MAN CROOKED IS ACTIONABLE AT LAW.

Justice Foliett Would Leave It to the "Eules of the Turf," and Nays Racing Quarrels Are Beneath the Court's Notice, but Two Judges Are Against Him. The decision of Justice Barrett overruling the demurrer of Philip J. Dwyer in the action brought against him by David Oldeon to recover \$50,000 for slander, has been affirmed by he General Term of the Supreme Court, in an opinion by Justice O'Brien, in which Presiding Justice Van Brunt concurs. Justice Follett writes a dissenting opinion in which he holds that no recovery can be had, because horse

racing is an illegal business. Dwyer was accused of saying the following words to Gideon after a race in which they were interested in opposed horses, on June 30

You are no sportsman. You had to leave Nashville on account of a turf fraud you committed there. President Clark of the Louisville Jockey Club wanted to rule you off for you crooked practices there, and warned you off the turf there, and you had to leave town."

The complaint charged that Gideon had been injured in his business of racing, raising, and breeding horses by the words and that the words were actionable per se, because of his business. He did not claim special damage, and the demurrer was interposed on the ground that the words were not actionable per se, and that the action could not lie, as no special damage had been averred. The Court says that a cor rect statement of the law of the case was made by Justice Barrett as follows:

The defamatory words were not confined to the plaintiff's character as a sportsman. They also charged him with the commission of turf frauds. Now it is distinctly averred that the plaintiff is engaged in the business of raising and seiling horses and of entering and running horses in races lawfully conducted by various racing associations in this State and elsewhere. To say of such a man that he had committed turf frauds, and that he was warned off the turf turf frauds, and that he was warned off the turf for crooked practices thereon, is clearly to defame him in the business thus set out. They tended to prejudice him therein. To use the language of the books, they touched him in his business."

Among the cases quoted in the court opinion is Fuiger ast. Newcomb (2 Ex. 297., in which the Court says. "Words spoken in imputing to a man misconduct in his trade are actionable, although the office or trade is one of which the court cannot take judicial notice." Justice O'Brien says further:

"We have referred to the above case for the purpose of showing that, although a discussion might be provoked as to whether racing horses for money was a lawful occupation, this, though resolved against the plaintiff, would not be conclusive, because that was but a part of his business."

Instice Follett says it is not slanderous to call

man no sportsman because no such calling is ecognized by law. The words sued on, says the lunge, do not refer to Gideon as a breeder of lorses but as a racer of horses. The Judge

horses but as a racer of horses. The Judge says:

"Is the running of horses on race courses recognized by the law of this State as a legal business or occupation? If it is not the plaintiff cannot recever damages for words derogatory of his conduct in racing horses. Since the enactment of chanter 44 of the laws of 1802, the racing of horses for stakes, in money or property, has been generally condemned as gambling and punished as a crime."

He declares that the decisions all show that the lves law was not intended to validate racing contracts, but simply to suspend the operations of the criminal law. The Judge says further:

"If the winning or losing of less than \$25 within the space of twenty-four hours is not a misdemeanor (section 341, Penal Code), it has hever been held that so winning or losing is not gambling, or that contracts made in such games can be enforced."

For a further ground of his position the Judge

never been held that so winning or losing is not sambling, or that contracts made in such games can be enforced."

For a further ground of his position the Judge says that the alleged libellous words are too ambaguous for a court to construe, and adds:

Before a court to construe, and adds:

This is are are not so familiar with the rules of the Nashville race course and of the Louisville decay Club, and I assume that the Judges of this Siare are not so familiar with the rules of those racing associations as to be able to determine what acts are 'crooked practices' or turf frauds' under those rules." He says that it is proper when words are ambiguous to haser the meaning in the complaint, but he adds:

"I think if the meaning of these terms had been alleged in the complaint that it would be meanth the dignity of the Supreme Court to courses for the purpose of determining whether or not the plaintiff had been guilty of 'crooked practices' or of 'turf frauds' under their rules, sportsmen wrongfully charged on race tracks with unsportsmanlike conduct, or with turf frauds, in violation of the rules of race courses, should be content with such remedies as are provided by the rules of the turf."

BROWNSVILLE JUSTICE.

It is Dispensed Without Bothering the Regular Legal Authorities. Police Justice Harriman of the Gates Avenue

Court in Brooklyn vesterday made the discovery that there is a rival secret tribunal within the district in which he dispenses justice, which ignores his authority, although it has no legal standing whatever. This is how the discovery was made:

week or to ago Abraham Levy, a Hebrev Brownsville clothier, had Andrew Zutler, one of his employees, arrested for stealing goods valued at \$100, and the latter was admitted to bail pending examination yesterday. When the case was called the complainant failed to The whole case has been settled," he said, and Mr. Lavy won't be here. I was tried before another court on Tuesday and acquitted, it was also decided that you had no right to

issue a warrant."
Lawyer McCaffrey, who had been retained by Mr. Levy to conduct the prosecution, also explained that he could not get his client to come to court to press the prosecution, and that he understood there was a private court in Brownsunderstood there was a private court in Browns-ville, which arrogates to itself the right to settle all disputes arising among Hebrews. In the present case, a boycott was begun against Levy to fare him to withdraw from the prosecution. Justice Harriman directed two of his court officers to produce Levy next Friday, and he also notified Zutler to be in court on that day, telling him he felt very much like ignoring his bends and sending him to fail.

WIRES GO IN CABLE CONDUITS. The Alleged Monopoly of the Subway Com

pany Knocked Out. The General Term of the Supreme Court affirmed yesterday the judgment of the lower court dismissing the suits brought by the Empire City Suhway Company to restrain the Broadway and Seventh Avenue Railroad Comjuny and the Columbus and Ninth Avenue Railroad Company from using their cable conduits for the reception of telegraphic or telephonic conductors on the line of their roads

Judge Follett says that even conceding that the railroad companies have violated the subway statutes, and that the Commissioners of Electrical Control could maintain an actio against them, it would not constitute a cause of

against them, it would not constitute a cause of action against them by the Empire City Subway Company unless some right of property of that company had been injured.

The Judge says that it does not appear that the Subway Company has any exclusive franchise. These ralirond companies were empowered to "use a system of signals to the central house to stop the engines in case of accident," and for that purpose they were not bound to use the conduct so the Subway Company.

"It says Judge Follett, "the construction of the Subway statutes contended for by the plaintiff is to prevail, it would be impossible for a surface road to be operated on many of the streets by electricity, as authorized by chapter 531 of the Laws of 1889, unless its conductors were placed in the plaintiff's subways."

J. P. HILL CAUGHT.

The Lunatic Sprained His Ankle in Getting Out of Gramercy Park.

Policeman Heffernen of the East Twenty second street station saw a well-dressed man trying to climb over the fence which surrounds Gramercy Park at So'clock yesterday morning. The man was inside, and in his efforts to get out had torn his gloves and rumpled his clothes. At last by an extraordinary effort he reached the top of the fence and jumped to the pavement The policeman grabbed him and put him unde

Arrest.

At the station house he was found to be J. P. Hill, the insane man who had escaped from his keeper at the Grand Union Hotel on Wednesday afternoon. Hill was unable to give any account of himself, nor could be tell how he got into Gramercy Park, the gates of which are kept locked. He complained that his right tieg was lajured, and was taken to Hellevus Hospital, when it was discovered that his ankie was sprained.

Later in the day he was arraigned before Police Justice Ryan in the Yorkville Court. Dr. Coomba, the owner of a sanitarium at Wood-lawn, L. L. was sent for, and Hill was placed in blacare. At Bellevice Hospital Hill's residence was given as 22 Main attreet, St. Stephens, Cal. He is said to be wealthy, and he had been sent East for treatment by his family.

NO GAS CONSOLIDATION. tien, dourdan Dentes a Report of a Big

A report was printed vesterday afternoon that the long-pending negotiations for the consolidation of the seven gas companies in Brooklyn had been completed, and that on next Monday the deal would be consummated and the various in terests involved turn in their securities to the common fund. H. H. Rogers of the Standard Oil Company, Collis P. Huntington, and Gen. James Jourdan were mentioned as being among those prominently interested in the big scheme. Gen. Jourdan, who is the President of the Fulton Gas Company of Brooklyn, when seen at his home on Richmond road, Stapleton, S. I., last night, said:

"If the consolidation has been consummated, I have not heard of it. It has been in contem-plation for three or four years, in fact for the last ten years. Consolidation was almost effected on two occasions, but was defeated by a combination of circumstances. At one time, eight or ten years ago, I forget precisely what date, consolidation was nearly effected, having been voted upon affirmatively by five of the seven companies, but it became imperative becames two voted in the negative. It took one year to get to this point. Three years ago another effort was made to effect consolidation. It was defeated by the advent of new people, who secured control of two or three companies, which for the time created an insurmountable obstacle. The subject was then dropped and any dormant for a year or two, when it was again revived and is yet continued. The result remains to be seen. During the last three or four months there has been practically nothing done toward consolidation for a combination of reasons, one of which is the opposition of gentlemen owning stock in several companies. I have always been an advocate of the consolidation of gas properties, believing it to be an advantage to owners of gas stock as well as to the community.

"Consolidation would result in great economy." date, consolidation was nearly effected, having

have always been an advocate of the consolidation of gas properties, believing it to be an advantage to owners of gas stock as well as to the
community.

"Consolidation would result in great economy
in the management of the business, and would
doubtless ultimately lead to a reduction in price
without destroying the value of gas property.
At present I am interested in but one company,
having relinquished my interest in all others
when I thought consolidation too far in the future. There is not at present any organized
movement toward consolidation, and we have
never been as near to it as in the first
effort. It was at that time submitted to
the Boards of Directors of the different
companies, with the understanding that if there
was a unanimous vote in favor of it, it would
then be submitted to the stockholders. One of
the companies omitted to take a vote upon the
question, and in another company the question
was lost by a few votes. Consequently the company first mentioned never considered the
auestion at all. Ruinous legislation also had
its effect. If the Higgins bill had been
passed as it was originally read, it would
have had the effect of closing all the
gas works in New York, Brooklyn, and
elsewhere. It was in opposition to the manufacture of water gas, and all the companies in
the large cities were manufacturing gas of that
nature. The other gas was made for the purpose of getting coke for fuel. The water gas
gives a white light and a better light than that
made by the other process. The Wray bill was
a cood one, and if the companies had the power
to contract with the municipalities for a number of years, having a sliding scale of prices, the
result would be more favorable in the matter of
terms to the municipalities.

"No doubt the effort looking to a consolidation will be continued unless some insurmountable object appears.

"There will be no consolidation on Monday."

HETTY GREEN'S ONE LUXURY.

She Has to Pay for Her Litigation, Enjoys

It, and Brings Some More. Hetty Green, whom Henry A. Barling has been trying by a legal action to compel to accept his accounting as executor of her father's estate, has begun action herself now by apply ing to Surrogate Arnold for the removal of Mr. Barling as executor unless he gives bonds and security. Surrogate Arnold issued a citation yesterday directing Mr. Barling to show cause on May 28 why he should not be removed.

In her petition Mrs. Green charges that Barling cannot account for certain items, and that

In her petition Mrs. Green charges that Barling cannot account for certain items, and that he did not separate interest and principal in his accounts, so that she is sure she did not receive what was due her under her father's will, which provided for the payment of the interest to her. She declares that profits on her father's vessels amounting to \$177,987 were not paid over to her. Other minor charges are made. She says the sum-still due her is over \$500,000, and she asks that a bond of \$100,000 be required of Mr. Barling.

Henry H. Anderson, the referee on Mr. Barling's application to be discharged and to be permitted to make a final settlement, continued the taking of testimony esterday. Mr. Barling was questioned about his accounts by Lawyer Robert Benedict, and J. Evarts Tracy asked him to identify the signatures of Edward Mott Robinson, Mrs. Green's father: R. W. Hyman, William E. Watson, and a number of others. He did so, and Mrs. Green interrupted to remark that it was easy, since they were all dead. After each name she murmured "dead, dead." The referee told Mrs. Green to keep quiet.

"I have to pay for all this examination." she reforced, "and I won't keep quiet." She finally subsided, and the hearing was adjourned till Thursday.

"I am tired of this reference," said Mrs.

Thursday.
"I am tired of this reference," said Mrs.
Green afterward. "The only way I can get any
satisfaction out of it is by making fun of Tracy
and the referee."

CONEY ISLAND'S BIG BLAZE.

Damage. The losers by the big blaze at Coney Island on Thursday intend. if possible, to make the city of Prooklyn pay for the damages which are not covered by insurance. Although the town has been annexed to Brooklyn for a year there has been no improvement in the fire department

been no improvement in the fire department facilities, and, with the exception of a single paid fireman, the only protection is furnished by the old volunteers who were organized by John Y. McKane.

During the past year the attention of Fire Commissioner Wurster has been frequently directed to the constant danger of a conflagration at the beach, but the warning, it seems, was unheeded. Mr. Wurster says that the responsibility rests with the Board of Estimate, which failed to make the pressary auroprintions. failed to make the necessary appropriations, and that it was at his request that the \$200,000 he saved the department last year has been devoted to furnish regular firemen for Gravesend and the other new territory.

HEAVY FROST IN NEW JERSEY.

Ice Formed in Some Places, and Garden Crops Are Blighted.

Frost was general in New Jersey on Thursday night, and from most of the towns come reports of great damage to garden truck and fruit trees At Clinton there was a heavy white frost, with out wind. Tomatoes, early corn, beans, and cabbage will have to be replanted. Grape vines also suffered. At Newmarket the nurserymen report the ruin of flowers and young fruit trees. The peach growers are not yet able to say whether the young buds are injured or not. In many places cherry trees were in blossom, and were nipped by the frest.

Other New Jersey towns in which there was severe damage are Hahway, Morristown, Plainfield, and Flemington.

Early Vegetables Frosted on Long Island The market gardeners in all the Long Island villages suffered severely from damage to vege tables and fruits on Thursday night. Jamaica the thermometer went down to 24"

Jamaica the thermometer went down to 24°, and in many places thin ice formed. Tomatoes, potatoes, and sugar corn were nipped by the frost.

At Cold Spring Harbor ice formed to the thickness of one-eighth of an inch. The other places in which the cold was most felt were Port Jefferson, Hicksville, and Huntington. In the neighborhood of Terryville the namage from frost is estimated at \$20,000. Peach, cherry, and pear trees suffered, as well as strawberries, beans, tomatoes, carly potatoes, and other garden vegetables.

In many places the crops will have to be replanted. The market gardeners say that a frost 1888.

Freezing Weather in Orange County. PORT JERVIS, May 17 .- The thermometer was own to 30 degrees last night in Port Jervis, and ice formed. Great damage has been done to fruits and vegetation in all this region. In Sul-livan County and northern New Jersey ice has formed for three nights.



What is Home Without a family medicine chest and what is a fam ily medicine ches without Hood's Pills? It is unworthy the name! Hood's Pills are especially pre pared for family

use, and are so gentle in action, so easy to effect, and so perfect in result that they are the ideal home cathartic. Hood's Pills are parented only by Hoop & Co., Lowell, Mass., U. S. A. Sold by all druggists. Price, 25 cents per box. WE LEAD IN THE RACE.

The Rider of the Cycle can find at our store A COMPLETE OUTFIT

large assortment to select from.

SUITS, CAPS, SHOES, STOCKINGS, and all the other adjuncts for the comfort of the rider.

SPECIALS in this department 16 oz. ALL WOOL SWEATERS

IMPORTED FANCY STOCKINGS, \$1.60 a pair.

The kind you usually pay \$2.50 for

Regular price \$2.50. Clothing, Furnishings,

Hats and Shoes.

Chambers & Reade Sts. Satisfaction guaranteed or money returned. ****************************

HACKENSACK, May 17 .- The colored people of this town were excited last evening over a wedding. Mary Anderson, a belle of colored society, was to be married to Casar Cisco, a light-col ored young man of Woodcliff. Mary is a great favorite among the ladies here, a number of whom interested themselves in getting her a

trousseau. The ceremony was to have taken place in the African Methodist Episcopal Zion Church. Two hundred invitations were out, and seats were reserved for the white guests in the front pews. At 8 o'clock, half an hour before the time appointed for the ceremony, the church was

At the eleventh hour, however, a friend of the bride got up and announced that Mr. Cisco, "the bridegroom of this important occasion, was

"the bridegroom of this important occasion, was suddenly indisposed by the dispensation of Providence," and that the ceremony would take place at his home. The audience dispersed and the lamps were extinguished.

Miss Anderson had already notified the members of her circle that she would go to Woodcilift and be united to Cisco, "even if the hand of death was on his brow," She went, with three coaches filled with the chief guests and the Rev. Theodore Davage.

Casar Cisco was found to be a pretty sick man, but the ceremony was performed in due form. Miss Anderson was radiant in a gown of white satin, with veil and orange blossoms. After the ceremony the guests made merry, and it was 3 o'clock this morning when Parson Davage and his friends got back to Hackensnck. The bride remained in Woodcliff to nurse the groom back to health.

STOLE A \$125 BICYCLE.

The Theft was Burglary, for the Tramps Broke Into a House to Get It, Several weeks ago Mrs. Ellen Davis of 272

Ninth avenue was presented with a \$125 bicy cle by her husband. Mrs. Davis kept the bicy cle in her basement. Late on Thursday afternoon Policeman Schrieber of the West Twentieth street station saw two ragged men trying to wheel a trim-looking bicycle along Ninth avenue near the Davis house. The men evi-

avenue near the Davis house. The men evidently did not understand the working of the machine, for the more they tried to hurry the more the wheels wabbledabout, running between their legs and into the fence and gutter.

When the policeman made a closer examination he saw that the bicycle was the one which had belonged to Mrs. Davis. He arrested the men, who confessed that they had broken fitte the basement of the Davis house and stolen the machine. They said they were John Smith and John Kingsley, and had no home. In the Jefferson Market Police Court, yesterday morning they were held for trial by Justice Simms on a charge of burglary.

SALE OF A GEORGIA RAILROAD. The Savannah, Americus and Montgomery

Bringe 51,800,000. Amenicus, Ga., May 17.-The Savannah, Americus and Montgomery Railroad was sold to-day by the Commissioners, S. H. Hawkins, E. Edward Hambleton, and Dupont Guerry. Mr. Guerry read the order of Judge Fish and acted as auctioneer. The old Americus, Preston and Lumpkin, from Americus to Lumpkin, was sold for \$200,000. The road from Americus to Abbeville and from Lumpkin to Louvael was sold for \$500,000: from Lyons to Abbeville and from Louvale to Montgomery for \$1,000,000, a total of \$1,700,000 for the continuous line from Lyons to Montgomery. These divisions in the sale were on account of the different issues of bonds issued as the road was being built. The road was then offered as a whole and knockel off to the first bidder for \$1.800,000, the minimum plants and but the country.

mum price fixed by the court.

The road in sections and as a whole was sold to J. W. Middendorf of Baltimore. Present with him were R. D. Sperry of Baltimore and Join Skelton Williams of Richmond, constituting a committee representing the bondholders. The Albany, Florida and Northern from Albany, Florida and Northern from Albany, Florida and Northern from Albany, English was all too. It is said that the new management will take steps promotly to enter Savannah, either by building an independent line from Lyons or by getting control of the Central's line from that place.

THE OREGON IMPROVEMENT CO. A Movement on Foot to Rescue the Prop erty from the Present Managers.

The annual meeting of the Oregon Improvement Company will be held on June 17, at Portland, and the present management has aiready begun steps to procure its reflection. The transfer books do not close until to-day, but the directors have already sent out blank proxies with requests that they be signed by the stockholders. A stockholder who asked yesterday that ers. A stockholder who asked yesterday that he be allowed to see the list of his fellow stockholders was informed that the transfer books had aiready been sont West. In the mean time a strong opposition to the reclection of the members of the present Board is developing, and requests for proxies to be used in opposition to them will be made by Messrs. Moore & Schley, Holston & Bass. and J. S. Bache & Co. of this city and E. Rollins, Morse & Bro., and Richardson, Hill & Co. of Boston.

All Sorts of Rumors About Reading. New life was given in Wall street vesterday to the rumors of a big anthracite coal combination. Positive assertions were made that the control of the Philadelphia and Reading had passed into the hands of a syndicate composed of what was vaguely called the Vanderbilt and First National Bank interests. No proofs whatever were given of the truth of these rumors by those who repeated them, except the advance in the prices of the Reading securities. Mr. Chauncey M. Denew and officers of the First National Bank denied in emphatic language any knowledge of a combination to control the Reading properties.

Local Business Troubles.

Hugo H. Ritterbusch was appointed received yesterday for the Spencer-Needham Company, dealers in building materials of 129 Horatio street, on application of Frank A. Spencer, Treasurer, and other directors. The liabilities are \$14,668; nominal assets, \$14,187; capital

Judgment for \$1,323 was entered yesterday against John E. Foster (John E. Foster & Co), agent for furniture and upholstery manufacturer at 17 Elizabeth street, by Davis & Kaufmann, for the Oriel Cabinet Company of Grand Rapids, for merchandise. A few weeks ago, it is said, Foster gave a bill of sale of the stock on hand to J. F. Andrews to secure a claim of \$9,000. Mr. Foster's liabilities are estimated by the trade at \$50,000. Catherine Gordon, dealer in shoes at 1,200 and 1,301 Brondway, near Thirty-fourth street, made an assignment yesterday to Judson G. Wells, giving a preference for \$1,000 to Rasmus Krag for money loaned.

Excise Board Not Inclined to License It was said vesterday that there is little propect of R. H. Macy & Co. securing, without an appeal to the courts, a license to sell liquor, should the requirement about the distance of

the place of sale from a schoollouse be observed. The reason is that the present Excise Commissioners are opposed to licensing drygoods stores. Commissioner Woodman told ex-Congressman Isidor Straus, who is the head of the firm of R. H. Macy & Co., that he will not vote for a renewal of the license because of that

THE BRIDEGROOM WAS ILL ABED. ARE CROKER AND DWYER OUT: Mary Was Not Deterred, However, and the It is Sald at Newmarket that the Ameri-

279, 281 & 283

BROADWAY.

cans Have Dissolved Partnership, LONDON, May 17 .- The Star says: "It is stated at Newmarket that the partnership between Croker and Dwyer terminated in connection with the defeat of Montauk, who was suffering from sore shins. Campbell will train for Dwye and Campbell's former assistant will act in a

similar capacity for Croker.
"The Americans backed Banquet to win £5,000. There has not been such gambling over selling races as Dwyer's since Squire Abington's day. The victory of Banquet II., however, is good, for another reverse might have caused the Americans to abandon the struggle, for the handicappers do not give them a chance." The Standard will to-morrow publish an arti-

the Standard will co-morrow publish an arti-cle on Mr. Dwyer's horse Banquet II. In the cause of its comment it will say:
"It is now perfectly understood that the im-portation of the American horses was purely a commercial transaction. There is no pretence that it was anything else. Despite the fact that that it was anything else. Despite the fact that Banquet was immensely superior to his poor opponents, the race Thursday was nearly lost by Simms's indifferent riding.

"The suggestion that Simms was intentionally taking liberties does not commend itself to any judge of horsemanship. The lad is not sufficiently cool-headed for such a diversion. One of his reprehensible practices is to flog his mount severely when the post is well passed. This is in most marked contrast to the finishing of the best English lockeys, who, if they use the whip at all, give one or two well-timed strokes just before the post is reached."

The Field remarks: "Poor Stonenell, who was hopelessly beaten on May 15, had to endure much needless punishment."

Stonenell has been scratched from all his engagements.

CROKER AND DWYER IN DUBLIN Welcomed by the Lord Mayor-A High Old Time Promised to the Coustn Jonathans.

From the Dublin Herald, May 4, Vesterday the Right Honorable the Lord Mayor conveyed, through Mr. Fred Gallaher, a Mesers, Croker and Dwyer, to whom his lordship extended the hospitalities of the Mansion House in whatever shape should be deemed most acceptable to those gentlemen on the occasion of their visit to the Baldoyle Whitsuntide meeting, June 3 and 4.

Mr. Gallaher has had very strong proofs of the interest the approaching American incursion into Ireland has awakened and the desire to give the cousin Jonathans a "high old time." Messrs. Michael Gunn, Ellis Jones, Alfred Hengler, and Dan Lowrey are among those who have, through him, made our American friends free of their respective places of amuse-

we understand that the race cards for the ensuing Whitsuntide meeting will mark a unique departure. They will be issued in book form and entitled "The Baldoyle Commonoration Card." The book will be illustrated with portraits of turf celebrities, and on the cover will be presented a counterfeit of Simms, the colored Archer of America, in Mr. Croker's racing colors—"all white, with gold tassel on cap." cap."
A suite of rooms has been engaged for the visitors at the Shelbourne Hotel.

DO POOL SELLERS ESCAPE? An Alleged Effect of the New Racing Bill

in Repealing Old Statutes. Howe & Hummel served notice on District Attorney Fellows yesterday that they would move the dismissal of indictments against twenty-two pool-room keepers (pool sellers) on May 20, before Recorder Goff. The counsel say that the Percy-Gray Racing bill passed on May 9 repealed chapter 479 of the Law of 1887 and the amendment to chapter 460 of the Law of 1893, and that there is no statute now existing under which the pool sellers indicted previous to the passage of that act can be punished.

The men under indictment are Michael Murray, William Ryan (3 cases), John J. Muiry, Thomas F. Wynn (5 cases), Thomas F. Ryah, Daniel King, John O'Brien (2 cases), James P. Wynn (5 cases), James Mc-Nulty, Jacob R. Krause, John Robinson, Daniel Harrison, James Henry, Charles Anuerson, John Turner, Theodore Allen, James Lee, Henry Livingston, William Roberts, and August Bennett. ment to chapter 460 of the Law of 1893, and

Mrs. Davis Not a Bridge Jumper. Mrs. Lizzie Davis, 40 years old, who lives in West Eighty-third street, was arrested yesterday while standing on a bench on the New York span of the bridge by Policeman Dooley, She had been drinking. She said she got on the bench to look into the water. Two citizens, suspecting that she wanted to jump from the bridge, held her until the policeman arrived.

Justice Voorhis committed her to the Tombs for three days, as she was unable to pay a fine. She said she had been employed as a housemaid in a family on Long Island, and was fill with malaria. She drank some whiskey to counteract its effects. She said she had no idea of jumping from the bridge. had been drinking. She said she got on the

The Aronsons Must Pay \$12,000 or Leave the Casino To-day. The case of Robert F. Brady against the Casino Company for the non-payment of \$9,000 arrears of taxes was decided vesterday by Justice Steiner in the Eighth District Court against the company. Mr. Bixby's suit against the company for \$3,000 for non-payment of rent was also decided against the company. Manager Aronson asked for time to raise the money, but said that he had no option. If the money is not paid to-day the Sheriff will eject the Aronsons.

A Rochester Doctor Accused of Criminal Malpractice,

ROCHESTER, May 17.-The inquest over the remains of Jennie Munson, the pretty Scotch girl, who died on Tuesday, was held last even ing. A statement made by the girl just prior to her death accures Dr. Seeley of 238 East Main street of performing an operation on her at his office, for which service she paid \$15. Dr. keeley has just returned to this city after on absence of three days. He demes all knowledge of the case. This afternoon he was arrested.

The unseasonable weather has about exhausted it self, and the atmospheric waves are shaping them selves for a gradual increase of heat in nearly all dis In this city yesterday it was fale; highest official

temperature 50°, lowest 14°; average hundrity 58 per cent.; wind south, average velocity 7 miles an hour; barometer, corrected to read to sea level, at 8 A. M. 80.18; 3 P. M., 80.13. The thermometer at Perry's plantagey has building. recorded the temperature yesterday as follows:

Average on May 17, 1894

WASHINGTON PORECAST FOR SATURDAY. For Massachusetts, increasing cloudiness and threatening weather; warmer; southerly winda.

For Rhode Island and Connecticut, threatening weather, possibly showers on the coast; warmer; southerly winds. For castern New York, increasing cloudiness, possibly showers in southern portion; warmer; southerly winds. For castern Pennsylvania and New Jersey, showers;

warmer; southerly winds.
For the District of Columbia, Delaware, and Mary land, rain; warmer; southerly winds.

For western New York and western Pennsylvania threatening weather, possibly showers near the lakes

BRITANNIA FIRST HOME.

SHE DEFEATS THE AILSA OVER THE OLD THAMES YACHT CLUB COURSE.

Mr. Walker's Bont Crosses the Line Abend and Leads Haif Way Over the Course-Finishes, with Her Topmast Down, 2 Minutes and 42 Seconds Astern of the Prince of Wales's Yacht-The Forty-raters Isolde and Caress Also Start in the Race.

LONDON, May 17.-Great interest was evinced o-day in what is practically the opening of the rachting season. The many special trains running to Gravesend were crowded with those who were anxious to witness the performance

The weather was cold and raw, but the sudden drop from the recent spell of extreme heat prevented only a few from carrying out their ntention of witnessing the opening day of the New Thames Yacht Club regatta. Most of them went by train, however, to avoid the discomforts of a trip by water, and there were only a few dozen bonts, steamers, launches, &c., in the lower river, where ordinarily there are hundreds. A good many forty and twenty raters and steamers followed the racers over the entire course. The tide was about at the end of the ebb, and the boats were handled splendidly.

The starters over the old course from the Lower Hope around the Mouse Lightship and back to Gravesend, were the Britannia, rated at 152 tons, and the Ailsa, rated at 168 tons, the Ailsa allowing the Britannia 2 minutes and 11 also started, the Allsa allowing them 35 minutes and 15 seconds. The prizes in this race were £50 to the first, £25 to the second, and £10 to The Ailsa and Britannia crossed the line as follows:

Britania. ... It was noticeable before the start that the Alisa appeared to be manacuvred more skilfully than the Britannia and gained the advantage in crossing. At the second gun the Alisa was near the line and crossed to the whidward of the Britannia, keeping the lead. Both boats carried mainsait, foresait, ijh, and jibiopsait. The isoide and the Caress were only a short distance behind the principals in the start, the isoide being to the windward. Everybody remarked that the two Fife boats kept together, both getting better positions than the Watsun boats.

boats.

The yachte had a fair wind after the start, and kept on the same tack to Mouse Lightship. Just before reaching the latter point the Alisa housed her topmast, the breeze proving too atrong for her. She still kept her lead, however. The boats rounded the Mouse Lightship as follows:

On the beat back the Britannia kept creeping up, and passed the Alsa at Chapman Light, Thereafter she kept her lend. At Chapman Light the Alisa carried away her jib sheet, but the accident did not affect her sailing. The time at the finish was: at the linish was:

Britannia 3:47:50 Caress 4:27:03

Alba 3:50:32 Isobie 4:29:02

Alisa. S.50.32 Isolde. 429.03

The Britannia, therefore, won by 2 minutes and 42 seconds actual time, and by 4 minutes and 53 seconds with her time allowance added. Neither of the other boats saved their time allowance.

Near the close of the race it was noticed that the Alisa's topmast was down, apparently having been broken. Every person who saw the race agrees that the Alisa did not do her best, and all are convinced that the recent alterations made upon her have done her no good. Judgment is, therefore, suspended, as the boat was not up to her recent form.

The consensus of opinion is that it was an excellent race, and that if the Alisa could have corried her topmast she probably would have work.

The race for twenty rates first are see 1990.

The race for twenty-raters, first prize £20, was the race for twenty-raters, aret prize 220, was sailed over a course from Lower Rope around the West Caze Buoy and back to Gravesend, forty-five miles. The starters were Lord Dun-raven's Audrey, Prince Batthyany-Strattman's Stephanie, and F. B. Jameson's Luna.

GOLF INSTRUCTORS PLAY. Campbell Befeats Lloyd by One Hole at

Boston, May 17.—The engerly expected golf match between W. Campbell and J. Lloyd, instructors respectively for the Country Club and the Essex County Club, took place this afternoon at the Country Club links at Brookline The inducement offered was a purse of \$100. the winner to receive 75 per cent. It was o'clock when the first drive was made, and the double circuit of the links, eighteen holes, was

finished at 6:15 o'clock. Lloyd outdrave Campbell at every hole, but the latter made amends for his lack of skill at such points by better and steadier play through the green. The third hole was halved. Lloyd won the next hole by a fine shot which struck the flag. At this same hole Campbell nearly saved himself by accurate play. He lost the fifth on a bad but, and only halved it, though having two strokes to win on the putting green. Lloyd was satisfies to win on the putting green. Lloyd was one up at the seventeenth hole and two to play, but Campbell won it, making a one even. At the eighteenth hole, after magnificent drives across the crater and far up the rocks, both men were on the green in their third stroke. After their fourth both were dead, and at this final and easy but, allowing Campbell to win by one up

Summary: FIRST ROUND. First hole, Lloyd; second hole, Lloyd; third hole, Campbell; fourth hole, (ampheel; fifth nole, halved; sixth hole, Lloyd; seventh hole, llaived; eighth hole, halved; ninth hole, Campbell;

SECOND ROUND. First hole, halved; second hole, Campbell; third hole, balved; fourth hole, Lloyd; fifth hole, halved; sixth hole, halved; seventh hole, Lloyd; eighth hole, Campbell; ninth hole, Campbell.

SHORT AND DECISIVE BATTLES. It Takes Only 50 Minutes to Decide the

Hudson County A. C. Bouts,

There have been many boxing shows in Jersey City during the past six months, but none could co for a short and decisive battle, with that which was held last evening at Oakland Rink under the auspices of the Hudson County Athletic Club. It was the second attempt of the organization in this line of entertainments, and, although the number of spectators was not up to the expectations, nevertheless there is a chance of better times alread if the good quality of fighting continues. The officials were Tim Hurst, referee; Fred Burns, announcer, and James Gallagher, timer. timer.
The opening bent belong it together lack Guerin of this city and Larry Burns of Colones N. Y., who were matched for eight round at 126 pounds. In the first two rounds the new founds fast and furious, with the argument in favor of Burns. The latter whipped fouring in the third round after 2 minutes and do see

colorin is the third round after 2 minutes and 40 accords of Ashting.

The rival pair in the second bout were Casper Leon, the champion bandmot of this city, and Fulward Vancin, the champion to fire them. N. J., who signed articles for eight rounds at 102 pounds, Leon found vangin an essymerk, hitting blog at will, and finally sent him to the loards in a heap after 35 seconds had clapsed in the fourth round.

The third and concluding hout, in which the Interest was centred, had for participants Jimmy Handler of Newark, who is said to be a protegor Hob Fitzsenimors, and Tommy Bollly of the Leonox A. C. of Jersey City, who agreed to cross arms for eight rounds at each weights. Handler weighed about 130 pounds at each weights. Handler weighed about 130 pounds and Reility was fully six pounds heavier. The latter was also an easy mark, Landler making him quit in the second round from a pinch with the left hand, which was fifty minutes to decide the three house. grean with pain.
It took just fifty minutes to decide the three bouts.

J. H. Chase Is Harvard's Tennis Champton BOSTON, May 17 .- J. H. Chase, '95, defeated J. B. Read, '95, in the tennis tournament at Harvard yesterday, winning the championship of the university. The two men were evenly matched and played much the same style of game. The match was very exciting. The winner's score was 6-4, 0-4, 8-6. Read won the first two games by 3-6, 3-6.

The consolations, preliminary round, was also played, 6, W. Perpont beat W. T. Wonson, 4-2, 6-3, H. J. Chipman beat C. R. Wilson, by default; H. Foulke beat J. B. Swan, 6-1, 6-8, H. In the preliminary round for doubles Stevens and Anderson beat McKettrick and Curtis, 6-4.

Bartholdi

the great Sculptor of the Statue of Liberty, writes of

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AT THE LARCHMONT TRAPS. W. Chapin of Westehester Defents a Bla

The members of the Larchmont Yacht Club always wind up the pigeon-shooting season at their grounds on the shores of Long Island Sound by holding a two days' open tournament each spring. This year was no exception to the rule, and wing shots from far and near were on hand yesterday to assist in the ceremonles and incidentally to try and capture some of the prize money and plate so freely offered.

THE PROCTER & GAMBLE CO., CIN'TE

The programme of the day consisted entirely of sweeps, the principal event being a 25-bir.1 affair with allowances, which brought out field of fourteen crack marksmen. Summar of the events:

9 per cent. to third, and 10 per cent. to the club.
1. Eckert, 27 yds. 181R. Mead, 27 yds. 16.
1. Beynal, 28 yds. 23 T. S. "Mott," 30 yds. 13.
1. Beynal, 28 yds. 23 T. S. "Mott," 30 yds. 13.
1. Bravia, 28 yds. 24 F. t. Moere, 29 yds. 13.
1. Bravia, 28 yds. 24 G. Werk, 39 yds. 3.
1. Leonard, 28 yds. 16 C. W. Chapin, 27 yds. 24.
1. Leonard, 27 yds. 8 Dr. Wynn, 29 yds. 24.
1. Shoot-off-Chaple, 5; Wynn, 4; Davis, 3; Harold, 3.
1. Batter, 27 yds. 8 Dr. Wynn, 29 yds. 24.
1. Shoot-off-Chaple, 5; Wynn, 4; Davis, 3; Harold, 3.
1. Batter, 28 yds. 8 outrance for Realityste and Handleap sweep; \$5 entrance fee; five birds each,

2 T. S. "Mort," 50 yda... 8 F. "Leonard," 28 yda... 7 J. H. Pavis, 28 yds... 1 G. Work, 30 yda... 8 C. W. Chaple, 27 yards... Divided between Weich, Butler, "Leonard," and

Mirs and out sweepstakes; \$19 entrance fee. K. Palmer, 30 yds. 4 V. Leonard, 28 yds. L. A. Welch, 30 yds. 4 J. Davis, 28 yds. 2 Harold, 28 yds. 2 Geo. Work, 30 yds. 1, 35 ore, 20 yds. 2 C. W. Chapin, 27 yds. 5 L. Blond, 27 yds. 3 J. Reinal, 28 yds. 1 Mend, 27 yds. 4 Dr. Wynn, 28 yds. 3 S. Mottl, 30 yds. 3 . Moad, 27 yds . S. " Mott," 30 yds..... Divided between Palmer, Welch, Mead, and Dr. Wynn.

Wight, Star blind pool shooting: first draw for position; entrance fee twice as many dediars as the contestant's shooting number; thus No. 1 puts in \$2, white No. 10 puts in \$20; first half of the shooters "star" for \$4, that is, they have to pay that sum for the privilege of shooting at another bird, while the second half only pay \$2.

pay \$2;
6. Work, 30 yds. 4 C. W. Chapin, 27 yds. 8
J. K. Paimer, 30 yds. 7 J. Harold, 28 yds. 8
J. Bavis, 28 yds. 7 F. "Leonard, 28 yds. 8
H. A. Welch, 30 yds. 8 N. Reynal, 28 yards. 6
Col. Butier, 27 yds. 7 T. S. "Nott," 30 yds. 6
Idvided between Welch, Chapin, and Harold. The big event of the meeting will be decided o-day. It will be a handicap at 50 birds each,

CAPT. THORNE SEEKS COUNSEL.

If the Crimsons Want Further Information

They Can Consult Lawyer Elder.

BOSTON, May 17 .- Whether there will be any game of football next fall between the crimson and the blue depends now entirely on Yate. Although the reply of Harvard to Capt. Thorne's demand for a retraction of last fall's criticisms has not yet been sent to New Haven, one thing has been practically decided on the Harvard management, and that s there will be no apology made by Harvard, nor will there be any retraction of what was said after the game last November. Prof. Ames of the Athletic Committee maintains the policy of silence, and will not say what Harvard's course will be. It seems to be almost the unanimous expression of Harvard men, wherever they have been questioned, that should any apology or retraction be sent to Yale now Harvard would suffer in the public respect. From information gathered in several quarters it is learned that Capt. Thorne has given the Harvard management to understand that

the Harvard management to understand that they can consult with Lawyer Samuel J. Elder of Boston for any further information on their side of the case, and it was for this reason that Capt. Brewer called on him to-day. There is no better known Yale man in New England than Mr. Elder.

When seen this afternoon Mr. Elder said he could not say anything at present on the matter, as it would not be courteous to the Harvard football men.

It was at first thought that the trouble would interfere with the dual track games to be held at Cambridge to-morrow, but these, like the New London races, are governed by agreements made from year to year. The gemes to-morrow will he held, weather permitting.

A singular aspect of the whole thing is that Adee, who always has his ingers in everything going on at New Haven, says he has nothing to do with it; and then too Camp resigns. These facts, whether or net they have any bearing on

the case, are much discussed in the Harvard

Nine Tearlings by the California Sire Bring \$3,930. Nine yearling trotters and pacers by Monroe Salisbury's noted stallion Direct were sold yesterday at Durland's Riding Academy by Peter . Kellogg & Co. for \$3,930, an average of \$456 such Direct is the ten-venr-old son of Director. 2:17, and Echora, 2:23%, by Echo. He has rotting record of 2:18% and a mark of 2:05% pacing, and he is the sire of the champion two-

YOUNG DIRECTS AT AUCTION.

year-old and three-year-old pacer Directly. Trainer John Kelly, who drove Direct to his record, bought three of the lot, presumably for James Butler of this city, with whom Kelly is now under engagement. One of the trio is a full sister to Miss Kate, 2:2416. Frederick Steinway secured the star of the collection in Miss Cricket, a remarkably nest, handsome yearling by Direct, out of the pacing mare Cricket, 2:10, for rect, out of the pacing mare Cricket, 2:10, for \$8500, the highest price of the day. A bay colt by Dfrect, out of Lady Emma, by Antevolo, 2:1946, knocked down to George Crawford for \$200, was repurchased by Mr. Salisbury for an advance of \$100. A two-year-old filly of fine promise in another let went for \$300. Two years ago her sira Stamboul, 2:0746, was sold at auction in this city by Mr. Kellogg for \$11,000, and at the same sale her dem, By-By, by Nutwood, fetched \$10,000 mader the hammer. Following are the best prices realized: PROPERTY OF VALENTINE WILLIS, EAST WIL-LISTON, N. Y.

PROPERTY OF MRS. RACHEL B. KING, PARK-VILLE, N. Y.

Sammy Tilden, br. g., 1883, by Governor Tilden, dam by Western Fearmaught; J. H. Shulta New York. dam by Western Fearmaught; 3, H. shults New forther, 2:315, b. m., 1889, by Lucus Brothend, dam Mand Medium, by Happy Medium; E. Kil-patrick, New York.

patrick, New York. 300
PROPERTY OF W. E. LUDLUM, NEW YORK.
Grabam, b. g., 1891, by Gadsby, dam Lizzle, by
Ethan Allen; N. Aymonz, Hoboken, N. J. \$240
PROPERTY OF EMIL H. SCHWED, NEW YORK. Hosea B. Perkins, gr. g., 1858, by Ira Wilkes, dam Cora M., by Joe Frown; R. McCarthy, New York PROPERTY OF E. P. PLOYD, PLEASANTON, CAL. Al Mott, b. g., 1884, by Belmont, dam Princesa Clay, by American Clay; H. H. Yarnall, Phila-delphia.

PROPERTY OF CAPT. MILLEN GRIFFITH, SAN

FRANCISCO, CAL. PROPERTY OF DR. B. LATHAM, OAKLAND, CAL. Alta Moor, bl. g. 1891, by Grand Moor, dam Echl.
ta, by lich Afra; J. H. Catoy, Lee Mass. 2310
Hay mare. 1800, by Director, dam Brainey, by
Echo, G. Netson, New York
Palo Alto Petnices, b. f., 1893, by Palo Alto, dam
Deater Princess, by Peater Frince, J. H. Shulls,
New York
Patter Adm. Catom Wilkes, by Aprice Manufario
Wilkes; John Monoghan, New York
220 PROPERTY OF MONROE SALISBURY, PLEASANTON,

PROPERTY OF MONROL SALISHERY, PLEASANTON,
CAL.

Eay colt, 1894, by Direct, dam Dexter Princess, by
Ibeater Prince, J. Ium Walton
Black filly, 1894, by Direct, dam Effic Busins, 18
Whipple a Hambletonian; J. D. Walton, New York
Bay coll, 1894, by Direct, dam Effic Busins, 18
Bay coll, 1894, by Direct, dam Eva United (400
Bay coll, 1894, by Direct, dam Eva United (400
Bay Coll, 1894, by Direct, dam Fanny E., by Redword, 1894, by Direct, dam Fanny E., by Redword, John Kelly, New York,
Bay Elly, 1894, by Direct, dam Esse, by Antevolo, John Kelly, New York,
Bay Elly, 1894, by Direct, dam Lardine, by
Speculation, John Kelly, New York
Bay colt, 1894, by Direct, dam Lardy Emma, by
Antevolo, George Crawford, New York
Little Allx, b. f., 1894, by Direct, dam Cricket,
by Direct; Frederick T. Steinway, New York.

PETER DE LACY'S FINE HAND. President Elliott's Letter to Gov. Morton-

No Low Violated Testerday. George P. Elliott, who was Peter De Lacy's counsel in the suits instituted by the New York poolroom keeper against the Brooklyn Jockey Club last spring, is out with a letter to Gov. Morton about the alleged violations of the Percy-Gray Racing law at Gravesend on Handls-cap day. Mr. Elliott styles himself President of the Law Enforcement Society of Brooklyn.

The stewards of the Jockey Club and the officials of the Brooklyn Jockey Club were poweries to prevent the alleged violations of the law as regards betting on races on the day the Brooklyn Handleap was decided at Gravessend, owing to the crowd and the fact that it was the first day's sport under the new law, which the first day's sport under the new law, which Morton about the alleged violations of the

the law as regards betting on races on the day
the Brooklyn Handicap was decided at Grayesend, owing to the crowd and the fact that it was
the first day's sport under the new law, which
was not theroughly understood by the masses,
A few of the men in the enclosure formerly
devoted to betting displayed odds against
horses and passed money both before
and after the races. Among these who
did so and furnished vouchers for wagers were
G. F. Walbaum and one or two of his agents,
and Charles Heineman. They were told yesterday that they must not do so in tuture, and
some half dozen men who attempted to exchange
money were ejected from the grounds of the
Brooklyn Jockey Club.

On Thursday night, at a meeting of the stewards of the Jockey Club, that body deplored, in
a resolution, the fact that there had been any
irregularities at Grayesend on the opening day,
and they asked President Dwyer of the Brooklyn Jockey Club to see that the Percy-Gray law
was not violated in any way. A large force of
Plinkerton's men saw that the law was lived up
to yesterlay. In an interview Mr. Dwyer said:
"I sought legal actyice upon the subject, and
was informed that so long as no odds were posted or placarded, or tickets or other acknowledgments of wagers were issued the law was not
violated. A bookmaker or any man could receive money on a race track without violating
the gambling law. The Jockey Club, however,
think differently, and rather than have any
trouble I have issued orders that no money be
allowed to change hands, or odds be displayed,
or, in fact, any form of gambling he allowed on
the track." This is President Elliott's letter:

The How, Levi P. Morton, Governer of the State of New
York.

Dear Sir. As President of the Law Enforcement Soclety of the city of Prooklyn and county of Kings and
Chairman or the Committee on Gambling, an organleation composed of the best citzene of that city. Including the clerxy, I was delegated to appear before
the Legislative committee to oppose the heactment of
the so-called ra has been jubilely stated, was obtained through similar promises, and Mr. Beimont, the lead official of the Jockey Club, was appointed Chairman of the Racing Commission.

I ask you for myself, as well as on behalf of the law abiding ettirens of my city, to examine the newspaner descriptions of the scenes which took place Wednesday of the frontiern beckey club rune track, and you wil ose that on this, he very first day of the so-called legitimate racing, the promises of such legitimate racing were broken, the Constitution of this State openic discreasing, and book making and unblue gambling, were notioned past have disgraced this community, which has been been described by the accordance officials.

With unblushing effectively the officials even even hades a newwork in which was printed a notice to the effect that betting could take place, but that "book makers must refront from giving tickers," and that money could be deposited and settlements made after each race, "as of yere."

In accordance with this announcement, the same bookmakers, with placeries announcing their occupation and the odds offered, were allowed to occupy the "betting ring." and conduct their public gambling.

I am head to assert that had you the slightest suspicion that such practices were intended under the guise of the laws approved by you you never would have added your signature to give them effect.

Let me now beg you, since the good name of the State has been sufficient our Constitution violated, that you demand of the Hading Commission and the Jockey Club a fulfilment of their promise by which your approval of these laws was obtained, and require them at least so to regulate their race track that the "bookmaker" and "betting ring" be abolished, and the disgraceful public gambling sense.

A ROW OVER THE PROTESTS. Long Island Schoolboys Have a Stormy

A stormy meeting of the Long Island Interscholastic Athletic Lengue was held at the Adelphi Academy resterday afternoon. At one time it looked as though rescring alternoon, at one time it hoosed as though the league would be disbanded owing to the hested discussion that took place. The trouble arose while the protests acquist Streeter and Phillips of British & Stratton's and Hazelline of the Brooklyn Latin behoof were being considered.

The fight was made mainly on the case of Phillips. All the schools in the league were represented. The delegates present were nil schoolboys, the instructors entitled to sit as delegates remaining away. The protest against Streeter was first taken up, It was protest against Streeter was first taken up. It was

entitled to sit as debastes remaining away. The protest against Structor was first taken by 1 to a shown at the course that the boy had no business to shown at the outset that the boy had no business to compete in Saturday's games. Actide from his having been graduated from the "Poly Prep." he was not a member of any school, having left Bryant & Stration's a formight ago. The protest against him, therefore, was unminously sustained.

The protest against Phillips was then considered. A letter from Principal Seymour of the "Poly" Preparatory School was read, stating that Phillips was one of the graduates in the commercial course in 1803. The vote at first was against sustaining the protest. This led President Musson of the league to say that he would resign. The vote was then reconsidered and the protest against Phillips sustained, Aleiphi, "Poly Prep." St. Paul's, and Pratt votting in its favor. The protest against Handitine was taken up. This was sustained, too, the vote being 5 to 2.

The Pack Horse Bus Away. Another large crowd visited the Sportsman's Exposition in the Madison Square Garden vesterday, and the success of the present exhibition has been so great that its managers have already decided to repeat the experiment on a larger scale early next spring.

The long-looked-for elks have arrived at last, but unfortunately one of the bulls was killed yesterday in a quarrel with one of his mates over in Jersey City.

yesterday in a quarrel with one of his mates over in Jersey City.

The mustang who is used by one of the Montana scouts to illustrate how quickly a horse is packed and unpacked on the plains, got tired of his passive rôle yesterday and, buck-jumping suddenly, distodged his pack and dashed through the stage door at the Fourth avenue end of the Garden. After jamming the doorkeeper against the wall he stumbled down the four stone steps, opened the storm doors, and rushing across the street leaped down the cellar stairs of the grocery store on the corner of Twenty-sixth street and Fourth avenue greatly to the astonishment of the proprietor. He was resented with some difficulty, but beyond a few shight cuts seemed none the worse for his activative.



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